

REMARKS

A. Request for Reconsideration

Applicant has carefully considered the matters raised by the Examiner in the outstanding Office Action but remains of the position that patentable subject matter is present. Applicant respectfully requests reconsideration of the Examiner's position based on the amendments to the specification and claims, and the following remarks.

B. Objections to the Specification and the Substitute Abstract

The Examiner objected the Specification for the informalities in the Abstract.

The Applicant has provided a substitute Abstract according to the US practice.

C. Claim Status and Claim Amendments

Claims 16-30 are present for further prosecution. Claims 1-15 have been canceled.

The Examiner has objected Claims 6-16 for their multiple dependencies. Claims 6-15 have been canceled. Claim 16 has been written into independent form to include the limitations of Claims 1 and to better define the mirror and the engaging surface. Supports for this amendment can be seen from the previously presented claim 1 and the disclosures in the last two paragraphs at page 6 regarding the mirror.

Claims 17-29 has been added, which mirror previous claims 3-15.

There is no new matter added.

D. Claim Rejections under 35 USC 112

The Examiner has rejected the claims under 35 USC 112.

The Applicant has amended Claim 16 and added new claims 17-30 in accordance to the conventional US practice. It is respectfully submitted that the claims are definite under 35 USC 112.

E. Claim Rejections, Prior Art

The Examiner has rejected previous claims 1-3 under 35 USC 102 as being anticipated by Chen, and further rejected previous claims 4 and 5 under 35 USC 103 as being unpatentable over Chen.

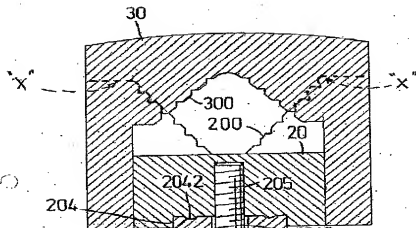
1. Chen does not disclose a real mirror with mounting means

The article in Chen is merely a device for attachment to a bar, and there is no teaching or suggestion in the specification that it might be used for a rear view mirror construction.

By contrast, the present invention relates to a specially constructed real mirror with mounting means.

2. The device in Chen is different from the mounting in the present invention.

The device in Chen has a different configuration. This can be seen from the combination of figs 3 and 4 in Chen:



In Chen, base 20 corresponds to the mounting of the present invention. The broken lines shown as "X" indicate the position and shape of the lower recess and corresponds to the engaging surface of the present invention. It is clear that there is no substantially rectangular shaped recess in the mounting device of Chen, since the V-shape extends right up to the end wall, instead of the end portion. Thus the engaging surface of the present invention is different than that of Chen

In the present invention, the engaging surface comprises an open recess formed by two parallel end walls and a base is perpendicular to and extends between the end walls; the base has a V-shaped recess which has two surfaces angled at 120° to each other and which **extend up to the base**. Chen does not have a base that is perpendicular to and extends between the end walls and does not have a V-shaped recess in the base.

It is respectfully submitted that Chen does not teach or suggest a rear mirror with the specific mounting as in the Claim 16. Therefore, claim 16 and its dependent claims 17-30 are patentable over Chen.

F. Conclusion

It is respectfully submitted that the application is in condition for allowance and such action is respectfully requested. Should any extensions of time or fees be necessary in order to maintain this Application in pending condition, appropriate requests are hereby made and authorization is given to debit Account # 02-2275.

Respectfully submitted,

LUCAS & MERCANTI, LLP

A handwritten signature in black ink that reads "Donald C. Lucas". The signature is fluid and cursive, with the first name "Donald" being more prominent.

Donald C. Lucas, Reg. # 31,275

475 Park Avenue South

New York, New York 10016

Tel 212 661-8000/ Fax 212-661-8002

DCL/YDC